

UNITED STATES OF AMERICA
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,)	Case No. 21-CR-00370 JST
)	
Plaintiff,)	[PROPOSED] PRELIMINARY ORDER OF
)	FORFEITURE
v.)	
)	
DONALD STEPHEN KYLE,)	
)	
Defendant.)	

Having considered the application for a preliminary order of forfeiture filed by the United States, and the guilty plea entered on January 21, 2022, wherein the defendant Donald Stephen Kyle agreed to forfeiture, and good cause appearing,

IT IS HEREBY ORDERED that the following property is forfeited to the United States pursuant to Title 18, United States Code, Section 2253 and Title 28, United States Code, Section 2461(c):

- Apple iPhone 8, IMEI 354893092088624;
- HTC ARD6400 cell phone, IMSI: 311480004764962;
- 160GB Seagate hard drive S/N: 9RXG17J2; and
- 160GB Seagate hard drive S/N: 3LJ24H12.

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1 IT IS FURTHER ORDERED that the United States, through its appropriate agency, shall seize
2 the forfeited property forthwith and publish for at least thirty days on the government website
3 www.forfeiture.gov a notice of this Order, notice of the government's intent to dispose of the property in
4 such manner as the Attorney General may direct, and notice that any person, other than the defendant,
5 having or claiming a legal interest in the property must file a petition with the Court and serve a copy on
6 government counsel within thirty (30) days of the final publication of notice or of receipt of actual
7 notice, whichever is earlier;

8 IT IS FURTHER ORDERED that, the government may conduct discovery, in order to identify,
9 locate, or dispose of property subject to forfeiture, in accordance with Rule 32.2(b)(3) of the Federal
10 Rules of Criminal Procedure;

11 IT IS FURTHER ORDERED that the Court will retain jurisdiction to enforce the Preliminary
12 Order of Forfeiture, and to amend it as necessary, pursuant to Federal Rule of Criminal Procedure
13 32.2(e).

14 IT IS FURTHER ORDERED that, pursuant to Rule 32.2(b)(4) of the Federal Rules of Criminal
15 Procedure, this Preliminary Order of Forfeiture shall become final as to the defendant at the time of
16 sentencing and shall be made part of the sentence and included in the judgment.

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18 IT IS SO ORDERED this _____ day of February 2022
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20 _____
21 HON. JON S. TIGAR
22 United States District Judge
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